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9 **UNITED STATES DISTRICT COURT**
10 **DISTRICT OF NEVADA**

11 ADHERENCE d/b/a of MORISKY
12 MEDICATION ADHERENCE RESEARCH
13 LLC, a Nevada limited liability company,

14 Plaintiff,

15 v.

16 CVS HEALTH CORPORATION, a
17 Delaware corporation; and ASEMBIA, LLC,
18 a Delaware limited liability company.

19 Defendants.

Case No.: 2:24-cv-01590-JCM-NJK

**STIPULATION AND ORDER TO
EXTEND BRIEFING SCHEDULE ON
DEFENDANTS' PARTIAL MOTION TO
DISMISS (ECF 12)**

(Fourth Request)

20 Pursuant to Local Rule IA 6-1 and 6-2 and LR 7-1, Plaintiff Adherence d/b/a of Morisky
21 Medication Adherence Research LLC., and Defendants CVS Health Corporation and Asembia,
22 LLC (collectively "Parties"), by and through their undersigned counsel, stipulate to an order
23 resetting the briefing schedule on Defendants' Partial Motion to Dismiss (ECF 12) to
24 accommodate the transition of Plaintiff's counsel and law firm to a new firm. This stipulation
25 will have the effect of extending the deadline for Plaintiff to file its opposition one week from
26 January 24, 2025, to January 31, 2025, and of extending the deadline for Defendants to file their
27 reply from February 7, 2025, to February 28, 2025. This is the fourth request for such an
28 extension.

The previous extension (ECF 22) was granted to permit the parties to engage in settlement discussions, and while such discussions commenced and will continue, the parties were not able to reach agreement before the current deadline. Plaintiff's counsel is requesting this brief

1 extension due to the recent acquisition of his firm Weide & Miller, Ltd., by Snell & Wilmer LLP
2 This transition is ongoing and has required a significant time commitment from Plaintiffs counsel
3 both during and after working hours and through weekends, including the transfer and uploading
4 of all records, and files on the Weide & Miller server, and the removal, scanning and relocation
5 of physical files, office furniture and equipment, all of which is scheduled to conclude the
6 weekend of January 24-26, 2025. The disruption of this transition has materially precluded
7 Plaintiff's counsel from being able to prepare a responsive brief by the current deadline.

8 Defense counsel, in turn, requests a deadline of February 28 for the reply brief as lead
9 national counsel for the defendants will be travelling internationally on a pre-planned trip between
10 February 7 and February 22. Counsel respectfully states that this travel was planned in accordance
11 with the prior briefing schedule ordered by the Court on December 18, 2022 (ECF 22) and cannot
12 be rescheduled at this time.

13 Defendants' counsel has professionally cooperated with Plaintiff's counsel in this process
14 by stipulating to the present short extension to accommodate this transition. Counsel represent
15 that this request is not made for any improper purpose and that the requested extension will not
16 prejudice the Parties or unduly delay this matter.

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